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**LAW OFFICES OF JOE A. RODRIGUEZ**

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November 2, 2007

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Office of Proceedings

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Public Record

Hon Vernon A. Williams  
Secretary  
Surface Transportation Board  
1925 K Street, N.W., Suite 700  
Washington, D C 20423-0001

RE Finance Docket No. 30186 (Sub-No 2 and Sub-No 3)  
Tongue River Railroad Company -- Rail Construction  
And Operation -- in Rosebud and Big Horn Counties, Montana

Dear Secretary Williams

Please find enclosed for filing in the above matter(s) an original and ten (10) copies of Native Action's Concurrence and Joinder in the Petition For Stay Pending Judicial Review filed by Northern Plains Resource Council, City of Forsyth and United Transportation Union, dated October 29, 2007

Thank you for your attention to this matter

Sincerely,

  
Joe A Rodriguez  
JAR dmo

enclosures

cc: All Parties of Record



**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

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**FINANCE DOCKET NO. 30186 (SUB-NO.2)**

**TONGUE RIVER RAILROAD COMPANY - RAIL CONSTRUCTION  
AND OPERATION - IN ROSEBUD AND BIG HORN COUNTIES, MONTANA**

**FINANCE DOCKET NO. 30186 (SUB-NO.3)**

**TONGUE RIVER RAILROAD COMPANY - RAIL CONSTRUCTION  
AND OPERATION EXEMPTION-- WESTERN ALIGNMENT**

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**NATIVE ACTION, INC.'S CONCURRENCE AND JOINDER IN PETITION  
FOR STAY PENDING JUCICIAL REVIEW**

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Public Record**

**Joe A. Rodriguez  
P.O. Box 820  
Lame Deer, MT 59043  
(406) 477-6315**

**Attorney for Native Action, Inc.**

**November 5, 2007**

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

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**FINANCE DOCKET NO. 30186 (SUB-NO.2)**

**TONGUE RIVER RAILROAD COMPANY - RAIL CONSTRUCTION  
AND OPERATION - IN ROSEBUD AND BIG HORN COUNTIES, MONTANA**

**FINANCE DOCKET NO. 30186 (SUB-NO.3)**

**TONGUE RIVER RAILROAD COMPANY - RAIL CONSTRUCTION  
AND OPERATION EXEMPTION-- WESTERN ALIGNMENT**

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**NATIVE ACTION, INC.'S CONCURRENCE AND JOINDER IN PETITION  
FOR STAY PENDING JUCICIAL REVIEW**

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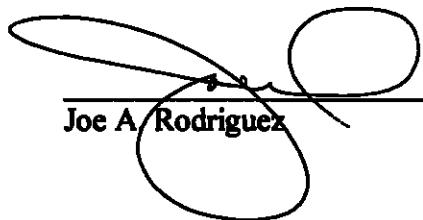
**Native Action, Inc. hereby states its concurrence with and joinder in, the Petition  
for Stay Pending Judicial Review filed in this matter by Northern Plains Resource  
Council, City of Forsyth and United Transportation Union, dated October 29, 2007, and  
hereby incorporates said Petition by this reference, as if fully set forth herein.**

**Dated this 5<sup>th</sup> day of November, 2007.**

  
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**Joe A. Rodriguez  
Attorney for Native Action, Inc.**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served by U S. Mails upon all parties of record, this 5<sup>th</sup> day of November, 2007.

  
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Joe A. Rodriguez